

Applic. No.: 10/804,151

Amdt. Dated June 22, 2005

Reply to Office action of March 22, 2005

Amendment to the drawings:

The attached sheet of drawings includes changes to Fig. 3.

This sheet, which includes Figs. 3 and 3A, replaces the original sheet including Figs. 3 and 3A. In Fig. 3, the reference sign "7" has been changed to designate the counter.

Attachment: Replacement Sheet

Annotated Sheet Showing Changes

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REMARKS/ARGUMENTS

Reconsideration of the application is requested.

Claims 1-16 are now in the application. Claims 1-3 and 5-7 have been amended. Claims 8-16 have been added.

In item 1 on page 2 of the above-identified Office action, the drawings have been objected to under 37 CFR 1.83(p)(4) because reference characters "4" and "7" in Fig. 3 have both been used to designate the evaluation unit. Appropriate correction of Fig. 3 has been made.

In item 2 on page 2 of the above-identified Office action, the drawings have been objected to under 37 CFR 1.83(p)(5) because they include the following reference character not mentioned in the description: 1''. Appropriate correction of the specification has been made.

In item 4 on pages 3-4 of the above-mentioned Office action, claims 1 and 4-7 have been rejected as being anticipated by Masreliez et al. (US Pat. No. 5,894,678) under 35 U.S.C. § 102(b).

Applic. No.: 10/804,151
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The rejection has been noted and claim 1 has been amended in an effort to even more clearly define the invention of the instant application.

More specifically, the language of claim 1 has been modified to include the allowable feature of allowed claim 1 of US Pat. Applic. No. 10/200,901 (attorney docket: AR-R10-CIP). Claim 1 is, therefore, now believed to be allowable. Since claims 4-7 are ultimately dependent on claim 1, they are believed to be allowable as well.

Applicants acknowledge the Examiner's statement in item 5 on page 4 of the above-mentioned Office action that claims 2 and 3 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Since claim 1 is believed to be allowable as discussed above and claims 2-3 are dependent on claim 1, they are believed to be allowable in dependent form. A rewrite is therefore believed to be unnecessary at this time.

Claims 8-16 have been added. New independent claim 10 contains the allowable feature of allowed claim 1 of US Pat. Applic. No. 10/700,088 (attorney docket: AR-R10 CIP2) and is

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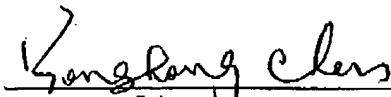
thus believed to be allowable. Since claims 8-9 and 11-16 are dependent on allowable claims 1 or 10, they are believed to be allowable as well.

In view of the foregoing, reconsideration and allowance of claims 1-16 are solicited.

In the event the Examiner should still find any of the claims to be unpatentable, counsel would appreciate a telephone call so that, if possible, patentable language can be worked out.

If an extension of time for this paper is required, petition for extension is herewith made. Please charge any fees which might be due with respect to 37 CFR Sections 1.16 and 1.17 to the Deposit Account of Lerner and Greenberg, P.A., No. 12-1099.

Respectfully submitted,


For Applicant

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YC

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